

RCE (JG)  
JGM

IN THE  
UNITED STATES PATENT AND TRADEMARK OFFICE

OIP E JC13  
AUG 11 2005  
PATENT AND TRADEMARK OFFICE  
ORIGINATOR(s): Daniel J. Scales

Confirmation No.: 8427

Application No.: 09/757,764

Examiner: Michael J YIGDALL

Filing Date: January 9, 2001

Group Art Unit: 2192

Title: SYSTEM AND METHOD FOR OPTIMIZING OPERATIONS VIA DATAFLOW ANALYSIS

Mail Stop RCE  
Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

**REQUEST FOR CONTINUED EXAMINATION (RCE) 37 CFR 1.114**

Subsection (b) of 35 U.S.C. 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995.  
See The American Inventors Protection Act of 1999 (AIPA).

Sir:

This is a Request for Continued Examination (RCE) under CFR 1.114 of the above-identified application.

*NOTE: 37 CFR 1.114 is effective on May 20, 2000. If the above- application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under CFR 1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.*

**Submission under 37 CFR 1.114**

( ) Previously submitted:  
( ) Consider the amendment(s)/reply under 37 CFR 1.116 previously filed on \_\_\_\_\_.  
(Any unentered amendment(s) referred to above will be entered).  
( ) Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_.  
( ) Other \_\_\_\_\_.

(X) Enclosed:  
(X) Amendment/Reply  
( ) Affidavit(s)/Declarations(s)  
( ) Information Disclosure Statement (IDS)  
( ) Other \_\_\_\_\_.

**Miscellaneous**

( ) Suspension of action is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months.  
The fee for this Suspension is (37 CFR 1.17(i)) \$130.00  
( ) Other \_\_\_\_\_.

08/12/2005 SDENB0B1 00000076 082025 09757764

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CONTINUED EXAMINATION TRANSMITTAL  
(RCE) (37 CFR 1.114) (continued)

ATTORNEY DOCKET NO. 200308303-1

RCE filing fee \$790.00

A Petition for Extension of Time

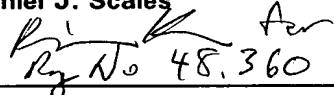
<input type="checkbox"/>	one month	\$120.00
<input type="checkbox"/>	two months	\$450.00
<input type="checkbox"/>	three months	\$1020.00
<input type="checkbox"/>	four months	\$1590.00

Please charge to Deposit Account **08-2025** the sum of **\$790.00**. At any time during the pendency of this application, please charge any fees required or credit any overpayment to Deposit Account **08-2025** pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account **08-2025** under 37 CFR 1.16 through 1.21 inclusive, and any other sections in Title 37 of the Code of Federal Regulations that may regulate fees.

A duplicate copy of this transmittal letter is enclosed.

Respectfully submitted,

**Daniel J. Scales**

By   
Reg. No. 48,360

**Patrick C. Keane**

Attorney/Agent for Applicant(s)  
Reg. No. 32,858

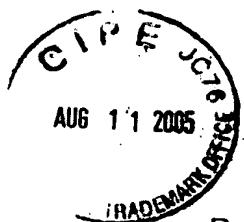
Date: **August 11, 2005**

Telephone No.: (703) 838-6522

Date: August 11, 2005

I hereby certify that this document is being filed by personal delivery to the Customer Service Window Randolph Building, 401 Dulany Street Alexandria, VA 22314, of the United States Patent & Trademark Office on the date indicated above.

By:   
48,360  
(Attorney Signature and Reg. No.)



Patent  
Attorney's Docket No. 200308303-1

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of

Daniel J Scales

Application No.: 09/757,764

Filed: January 9, 2001

For: SYSTEM AND METHOD FOR  
OPTIMIZING OPERATIONS VIA  
DATAFLOW ANALYSIS

) **MAIL STOP RCE**  
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**AMENDMENT UNDER 37 CFR 1.114**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Office Action dated June 17, 2004, a Petition to Revive under 37 CFR 1.137(b) having been granted by the July 8, 2005 Decision, please amend the above-identified patent application as follows: